

**Georgia State Board of Registration of Used Motor Vehicle Dealers and
Used Motor Vehicle Parts Dealers
Meeting
January 17, 2007**

Public Hearing

A Public Hearing was held at 9:30 a.m. to provide interested parties an opportunity to comment on proposed rule amendments to Board Rule 681-3-.05. There was no public attendance and no written comments were received. Mr. Gene Sapp declared the hearing closed at 10 AM.

A meeting of The Used Motor Vehicle Dealers and Used Motor Vehicle Parts Dealers was held on January 17, 2007 at 237 Coliseum Drive, Macon, Georgia. Mr. Gene Sapp, Chairman, called the meeting to order at 10 AM.

A quorum was established with members present being:

Used Car Division

Jeff Wilkinson, Chair; Dewell Sanford, Vice Chair; Hoyt Ausburn; Phil Nowicki and Chris Chambers, representing the Governor's Office of Consumer Affairs; Doug Hooper with the Department of Revenue; Diana Waldrop; Donny Riner; and Michael Bradley.

Used Parts Division

Gene Sapp, Acting Chair; Sidney McLeod; Ken Cronan; Butch Hon; and Steve Sumner.

Others present were as follows: Steve Lindsey, Executive Director; Kathy Bradley, Board Secretary; Maria Stephenson, Investigative Assistant, Ajay Gohil, Assistant Attorney General; Buster Edmonds, Inspections Supervisor; and Willie Hollingshed, Area Supervisor.

The following appeared before the Board to discuss appeals:

J. C. Miller

Phyllis Middleton

Willie Dennis

Approval of Minutes:

Mr. Riner moved, Mr. McLeod seconded and the Board voted to approve the November 15, 2006 Used Motor Vehicle Dealers and Used Motor Vehicle Parts Dealers Minutes.

Adoption of Rule Amendments:

681-3-.05:

Mr. Nowicki moved, Mrs. Waldrop seconded, and the Board voted unanimously that the formulation and adoption of this proposed rule amendment does not impose excessive regulatory costs on any licensee or entity and any cost to comply with the proposed rule amendment cannot be reduced by a less expensive alternative that fully accomplishes the objectives of O.C.G.A. §§ 43-47-2 (3), 43-47-6, and 43-47-12.

Additionally, Mr. Nowicki moved, Mrs. Waldrop seconded, and the Board voted unanimously that it is not legal or feasible in meeting the objectives of O.C.G.A. §§ 43-47-2 (3), 43-47-6, and 43-47-12 to adopt or implement differing actions for businesses as listed at O.C.G.A. § 50-13-4(a)(3)(A), (B), (C) and (D), and that the formulation and adoption of this proposed rule amendment will impact every licensee in the same manner when small businesses are independently owned and operated and not dominant in the field of used motor vehicle dealership.

Mr. Nowicki moved, Mrs. Waldrop seconded, and the Board voted unanimously to adopt Rule 681-3-.05 as follows:

681-3-.05 Joint Used Motor Vehicle Dealers Operations. Multiple Business Operations.

~~Joint used motor vehicle dealer operations may be conducted by licensees provided that each licensee maintains a separate office, entrance, inventory, records and files necessary to conduct said business. Furthermore, each such business must maintain its individual name on all required documents and vehicles for sale. Also, each such business must provide the required sign and telephone as set forth in O.C.G.A. 43-47-2.~~

Effective March 1, 2007, new applicants for used motor vehicle dealer license may conduct business at a location where other businesses are conducted, provided that a clear and distinct separation of business is established. Exemption from the requirements of this rule will be granted to like-kind businesses with common designee/ownership, including, but not limited to, title pawn stores, used parts licensees, and auto rental businesses. The entrance to the dealer's office or salesroom may not be shared by another business of any kind. The dealer must maintain a separate office with separate inventory, records, and files necessary to conduct the business. The dealer must maintain the dealership name on all required documents and vehicles for sale. The dealer's office must be accessed from outside the building. No dealer may maintain an office or salesroom that is entered from within another business office. The dealer's address must be differentiated from the other businesses at the location by a separate suite number or office number. The telephone of the dealer must be listed in the dealer's name, the same name listed on the application and all advertisements, and cannot be shared with another business. The sign must be in compliance with local ordinances and with Board requirements.

Executive Session:

Mr. Sumner moved to enter into Executive Session to deliberate on applications, complaints, and investigations, as authorized by OCGA §§ 43-1-2 (k) and 43-1-19 (h). Mr. Bradley seconded the motion. The motion was carried by Hoyt Ausburn, Jeff Wilkinson, Doug Hooper, Dewell Sanford, Phil Nowicki, Diana Waldrop, Donny Riner, Gene Sapp, Sidney McLeod, Ken Cronan, and Butch Hon. The Board concluded Executive Session in order to vote on the matters discussed and to continue with the public session.

Investigative Report:

Mr. Nowicki moved, Mr. Ausburn seconded and the Board voted to take the following actions:

UMVD070005	Close
UMVD070019	Send a Letter of Concern to the dealer and close.
UMVD070025	Close
Zebulon Rental and Leasing	Accept the Cease & Desist Order and close.
UMVD070098	Close
UMVD070135	Close
Bubba Daiss Collision Center	Accept the Cease & Desist Order and reinspect in 60-days.
Staley Auto Sales	Accept the Cease & Desist Order and reinspect in 60-days.

Attorney General Report:

Mr. Bradley moved, Mr. Ausburn seconded and the Board voted to take the following actions as presented by the Attorney General.

Just Right Auto Sales	Accept Consent Order pending receipt of original, close.
MBM Auto Sales	Accept Consent Order pending receipt of original, close. Accepted full fine payment.
UMVD060362	Rescind request to Attorney General for revocation; reinspect licensed location.
Car Tme Inc	Accept Voluntary Surrender and close
Lenox Auto Group LLC	Accept Consent Order and full fine payment, close
United Auto Rentals & Sales Inc	Accept Consent Order and full fine payment, close
(#2)United Auto Rentals & Sales Inc	Accept Consent Order and full fine payment, close
Georgia Motors LLC	Accept Consent Order and full fine payment, close
Automania	Accept Consent Order and full fine payment, close
UMVD070074	Close
UMVD060320	Approve the Request for Change of Location, close
Garcia's Auto Sales	Accept fine payment and close.

Mr. Cronan moved, Mr. McLeod seconded and the Board voted to take the following action as presented by the Attorney General.

UMVP060001	Close
Bobby's Junkyard	Accept Consent Order and partial payment. Should the licensee surrender the license before February 28, 2007, the Board requested a 30-day followup inspection.

Applications:

Mr. Bradley moved, Mrs. Waldrop seconded, and the Board voted to ratify the issuance of the following Used Car licenses:

UCAR036908	Larry's Auto Sales
UCAR036909	Northside Auto Sales
UCAR036910	New Vision Auto Care, Inc.
UCAR036911	Golden Rule Auto Brokers Inc
UCAR036912	Nathan's Cars & Trucks
UCAR036913	Computerized Auto Repair & Sales
UCAR036914	RSP Motors Inc
UCAR036915	Specialty Auto Sales Inc
UCAR036916	Keller's Auto Sales
UCAR036917	SmartMove Auto LLC
UCAR036918	Integrity Imports LLC
UCAR036919	RT's Kars Inc
UCAR036920	C.Y.D.N. Group Inc
UCAR036921	Shurlington Auto Sales
UCAR036922	Sinclair's Luxury Auto Sales, Inc.
UCAR036923	Vic's Auto Brokers
UCAR036924	Interstate Motors Inc
UCAR036925	J & J Auto Brokers Inc
UCAR036926	Budget Auto Sales
UCAR036927	Spivey Auto Sales
UCAR036928	St Vincent De Paul Society Inc
UCAR036929	Tystanic Auto Sales & Rental
UCAR036930	JDM Auto Sales
UCAR036931	Smith's Auto Sales
UCAR036932	Universal Motor
UCAR036933	Auto Catore' LLC
UCAR036934	The Car Lot
UCAR036935	Marietta Truck Sales Inc
UCAR036936	4 Wheel Auto Stop
UCAR036937	Southern Auto Mart Inc
UCAR036938	3D Motorsports
UCAR036939	Top Quality Auto
UCAR036940	Imperial Car Zone LLC
UCAR036941	Riders Choice Auto Sales Inc
UCAR036942	Silver Unlimited Auto Sales
UCAR036943	JP's Muscle Cars 4 U LLC
UCAR036944	El Paisa Auto Sales, Inc.
UCAR036945	Liberty Expressway Public Auto Auction
UCAR036946	The Cash Depot Auto Sales
UCAR036947	Snappy Auto Sales
UCAR036948	West Side Auto Sales & Detail
UCAR036949	Mi Carro Auto Sales Inc
UCAR036950	Wasil Auto Broker

UCAR036951	Premiere Auto Brokers, LLC
UCAR036952	Destiny Automotive Group
UCAR036953	Petra Auto Brokers Group LLC
UCAR036954	Gwinnett Place Auto Mall
UCAR036955	Vineyard Motors
UCAR036956	Morrison Team Auto Brokers LLC
UCAR036957	Custom Auto Brokers
UCAR036958	Motor Market Inc
UCAR036959	McEver Auto Sales
UCAR036960	Tech Auto Sales & Services
UCAR036961	M & J Auto Sales
UCAR036962	K & H Used Cars Inc
UCAR036963	Import Auto Brokers Inc
UCAR036964	Automania
UCAR036965	John Boy's Auto Inc
UCAR036966	Car E-Z Finance
UCAR036967	Miller's Automobile Sales LLC
UCAR036968	McGarity Carter Sales
UCAR036969	The Fifth Wheel Auto's LLC
UCAR036970	51 State Inc.
UCAR036971	McFarland Auto Sales & Service
UCAR036972	Great Deals Auto LLC
UCAR036973	Automotive Finance Specialist
UCAR036974	Import Auto Exchange Inc
UCAR036975	Nice Cars
UCAR036976	Nice Cars
UCAR036977	Nice Cars
UCAR036978	Nice Cars
UCAR036979	Macks Auto Sales
UCAR036980	Select Car & Truck Store
UCAR036981	Tre Motors
UCAR036982	The Rock Auto Brokers
UCAR036983	Atlanta Luxury Imports Inc
UCAR036984	SBM Auto Exchange
UCAR036985	Adel Vehicle Sales
UCAR036986	North American AutoNet Inc
UCAR036987	Credit Cars of Augusta
UCAR036988	Enterprise Car Sales
UCAR036989	JD Byrider
UCAR036990	JD Byrider
UCAR036991	JD Byrider
UCAR036992	RM Auto International Inc
UCAR036993	Red Line Auto Inc
UCAR036994	Augusta Credit Union Carfinders
UCAR036995	Georgia Auto Exchange
UCAR036996	Georgia Car Credit Inc
UCAR036997	VR Auto Sales LLC
UCAR036998	R Quality Auto Sales
UCAR036999	Georgia Automodeals
UCAR037000	Central Georgia Auto Brokers
UCAR037001	F & F Automotive & Body Work LLC

UCAR037002	Whitfield Auto Sales
UCAR037003	Choice One Auto Sales Inc
UCAR037004	Robins Imports Inc
UCAR037005	Optimum Auto Complex Auto Sales
UCAR037006	Mexico Auto Sales LLC
UCAR037007	Natero Auto Brokers Inc
UCAR037008	Ray's Auto Brokers
UCAR037009	ABJ Auto Sales Inc
UCAR037010	All-American Auto, LLC
UCAR037011	O & H Auto Sales
UCAR037012	Junald Used Auto Parts & Sales
UCAR037013	Selastar
UCAR037014	Nimo Peaches Auto Sales Inc.
UCAR037015	Lakeview Auto Sales, LLC
UCAR037016	Dan Baker Motors

Mr. McLeod moved, Mr. Hon seconded and the Board voted to ratify the issuance of the following Used Parts licenses:

UP002877	Bowen Auto Sales
UP002878	New Vision Auto Care Inc
UP002779	Godwin's Garage & Auto Parts
UP002880	Los Gatos Auto Sales LLC
UP002881	Price's Auto Salvage
UP002882	Performance Motorworks LLC
UP002883	M & R Used Auto Parts Inc
UP002884	Latin American Auto Salvage Inc
UP002885	East Conyers Auto Parts
UP002886	McKenna Auto Sales

Mr. Bradley moved, Mrs. Waldrop seconded and the Board voted to take the following actions on applications presented:

<u>Business Name</u>	<u>Action</u>
Atlanta's Best Auto Brokers Inc	Accepted Voluntary Cease & Desist with penalty fee and issue license.
Elder Auto Sales	Approved for licensure.
XASLLC	Applicant must submit expungement.
GAS	Approved licensure pending passing inspection.
NGABI	Must provide a list of all sales transactions and resolve all consumer complaints before the Board will consider application.
Drive Now Auto Sales Inc	Denied
Atlanta Auto Connect Inc	Denied

Appointments and Correspondence:

Used Car Division

Israel Radder with Buckhead Motorsports did not keep his scheduled appointment.

UMVD060148	Mr. Riner moved, Mr. Nowicki seconded and the Board voted to Uphold the Inspection Report and forward to the Attorney General's Office for Collection.
UMVD070390	Mr. Nowicki moved, Mrs. Waldrop seconded and the Board voted to reduce the fine by 8 failures to remit tag and title and proof of insurance and approved the Request for Change of Location.
Southside Auto Sales	Mrs. Waldrop moved, Mr. Ausburn seconded and the Board voted to deny the Request for Change of Location. Mr. Wilkinson recused himself from discussion and abstained from vote.

Mr. Bradley moved, Mrs. Waldrop seconded and the Board voted on the following used car division applications and requests:

<u>Business Name</u>	<u>Action</u>
UMVD060336	Waived fine and closed case.
UMVD070344	Denied written appeal to reduce fine. Forward to the Attorney General's Office for Collection.
Weinstock & Scavo, PC	Denied written open records request except for Bond information previously sent.
UMVD060369	Closed.
UMVD060274	Accepted certificate of insurance submitted and closed.
Owltown Auto Sales	Denied pending renewal. Dealer did not meet requirements for an established place of business. Mr. Sanford recused himself from discussion and abstained from vote.

Complaints:

Mr. Cronan moved, Mr. Sumner seconded, and the Board voted as indicated on the following Used Parts Division cases:

UMVP070013	Send to Inspections
UMVP070014	Send to Inspections
UMVP060018	Close
George Glenn	Accept the Voluntary Cease & Desist Order and request followup inspections in 30 days and then in 90 days.
UMVP060011	Close
UMVP060012	Close
UMVP060014	Close

Mrs. Waldrop moved, Mr. Nowicki seconded, and the Board voted to accept the Used Car Division Cognizant Member's recommendations on the following incoming complaint cases.

UMVD070230	Forward to Inspections
UMVD070231	Forward to Inspections
UMVD070232	Forward to Inspections
UMVD070237	Investigations
UMVD070238	Investigations
UMVD070241	Forward to Inspections
UMVD070242	Forward to Inspections
UMVD070243	Forward to Attorney General's Office for a Cease & Desist
UMVD070244	Forward to Inspections
UMVD070245	Forward to Inspections
UMVD070246	Forward to Inspections
UMVD070247	Forward to Inspections
UMVD070249	Forward to Inspections
UMVD070250	Forward to Inspections
UMVD070251	Forward to Inspections
UMVD070252	Forward to Inspections
UMVD070253	Investigations
UMVD070254	Forward to Inspections
UMVD070255	Forward to Inspections
UMVD070256	Forward to Inspections
UMVD070257	Forward to Inspections
UMVD070258	Forward to Attorney General's Office
UMVD070260	Forward to Inspections
UMVD070262	Forward to Inspections
UMVD070263	Forward to Attorney General's Office
UMVD070264	Forward to Attorney General's Office
UMVD070265	Forward to Attorney General's Office
UMVD070266	Forward to Attorney General's Office
UMVD070072	Forward to Attorney General's Office
UMVD060255	Forward to Attorney General's Office
UMVD070269	Forward to Inspections
UMVD070270	Forward to Inspections

UMVD070271	Forward to Inspections
UMVD070272	Forward to Inspections
UMVD070273	Close
UMVD070274	Forward to Inspections
UMVD070275	Forward to Attorney General's Office
UMVD070276	Forward to Inspections
UMVD070278	Forward to Inspections
UMVD070279	Forward to Inspections
UMVD070280	Close
UMVD070281	Forward to Inspections
UMVD070282	Forward to Inspections
UMVD070283	Forward to Inspections
UMVD070284	Forward to Inspections
UMVD070285	Forward to Inspections & Department of Natural Resources
UMVD070286	Forward to Inspections
UMVD070287	Forward to Inspections
UMVD070288	Forward to Inspections & Department of Natural Resources
UMVD070289	Forward to Inspections
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UMVD070300	Forward to Inspections
UMVD070301	Forward to Inspections
UMVD070302	Forward to Inspections
UMVD070304	Close
UMVD070305	Forward to Inspections
UMVD070306	Forward to Inspections
UMVD070307	Forward to Investigations
UMVD070308	Forward to Inspections
UMVD070309	Forward to Inspections & Department of Natural Resources
UMVD070310	Forward to Inspections & Department of Natural Resources
UMVD070311	Forward to Inspections
UMVD070312	Investigations
UMVD070313	Forward to Inspections
UMVD070314	Forward to Inspections
UMVD070315	Forward to Inspections
UMVD070316	Close

UMVD070317	Forward to Inspections
UMVD070318	Forward to Inspections
UMVD070319	Forward to Inspections
UMVD070320	Forward to Inspections
UMVD070321	Forward to Inspections
UMVD070322	Forward to Inspections
UMVD070323	Forward to Inspections
UMVD070324	Forward to Inspections
UMVD070325	Forward to Inspections
UMVD070326	Forward to Inspections
UMVD070327	Forward to Inspections
UMVD070329	Forward to Inspections
UMVD070330	Close
UMVD070331	Forward to Inspections
UMVD070332	Forward to Investigations
UMVD070333	Forward to Inspections
UMVD070334	Forward to Inspections
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UMVD070336	Forward to Inspections
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UMVD070340	Forward to Inspections
UMVD070341	Forward to Inspections
UMVD070342	Forward to Inspections
UMVD070343	Forward to Inspections
UMVD070344	Forward to Inspections
UMVD070345	Forward to Investigations
UMVD070346	Forward to Inspections
UMVD070347	Forward to Inspections
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UMVD070351	Forward to Inspections
UMVD070352	Forward to Inspections
UMVD070353	Forward to Inspections
UMVD070354	Forward to Inspections
UMVD070355	Forward to Inspections
UMVD070356	Forward to Inspections
UMVD070357	Forward to Inspections
UMVD070358	Forward to Inspections
UMVD070359	Forward to Inspections

Mrs. Waldrop moved, Mr. Nowicki seconded, and the Board voted to accept the Used Car Division Cognizant Member's recommendations based on inspection results for the following cases.

UMVD050219	Flag file and Close
UMVD060029	Close
UMVD060223	Close
UMVD060232	Flag file and Close
UMVD060244	Close
UMVD060246	Send to the Attorney General's Office for Revocation
UMVD060304	Send to the Attorney General's Office for Revocation
UMVD060306	send bond info
UMVD060333	Send to the Attorney General's Office for Revocation
UMVD060338	Close
UMVD060339	Send to the Attorney General's Office for Collection
UMVD060341	Close
UMVD060343	Close
UMVD060381	Close
UMVD070262	Send to the Attorney General's Office for Collection
UMVD070017	Send to the Attorney General's Office for Collection
UMVD060373	Close
UMVD060365	Send to the Attorney General's Office for Collection
UMVD070042	Close
UMVD070046	Send to the Attorney General's Office for Collection
UMVD070059	Forward to Inspections
UMVD070061	Close
UMVD070069	Send to the Attorney General's Office for Collection
UMVD070070	Send respondent #1 to the Attorney General's Office for Collection
UMVD070123	Close
UMVD070125	Send to the Attorney General's Office for Collection
UMVD070139	Send to the Attorney General's Office for Revocation
UMVD070152	Close
UMVD070153	Close
Greene's Auto Sales	Accept Cease & Desist Order and re-inspect in 60 days
UMVD070187	Send to the Attorney General's Office and schedule appointment
UMVD070196	Send letter to complainant requesting additional information
UMVD070212	Tabled
UMVD070220	Tabled
UMVD070221	Tabled
UMVD070234	Tabled
UMVD070213	Send to the Attorney General's Office for Collection
UMVD070222	Flag file and close case
UMVD070223	Close

UMVD070224	Send to the Attorney General's Office for Collection
UMVD070225	Close
UMVD070231	Close
UMVD070241	Send to the Attorney General's Office for Revocation
UMVD070252	Close
UMVD070255	Send to the Attorney General's Office for Revocation
UMVD070256	Send to the Attorney General's Office for Revocation
UMVD070271	Send to the Attorney General's Office for Revocation
UMVD070281	Send to the Attorney General's Office for Revocation
Lee Street	
Auto Sales Inc.	Accept Cease & Desist Order, send bond to consumer, flag & Close
UMVD070285	Send to the Attorney General's Office for Collection
UMVD070298	Close
UMVD070310	Close
Auto Loan	
Finders Inc.	Accept Order Accepting Fines Monies and close case.
AR	
Motorsports	
Inc.	Accept Order Accepting Fines Monies and close case.
Adesa Atlanta	
Inc.	Accept Order Accepting Fines Monies and close case.
Auto Credit	
Consultants &	
Sales	Accept Order Accepting Fines Monies and close case.
C.A.R.S.	Accept Order Accepting Fines Monies and close case.
Thompson	
Financial	
Services Inc.	Accept Order Accepting Fines Monies and close case.
Evans Auto	
Sales/Johnny	
Evans	Accept Order Accepting Fines Monies and close case.
Phillips	
Automotive,	
LLC	Accept Order Accepting Fines Monies and close case.
Wood Bridge	
Enterprises Inc.	Accept Order Accepting Fines Monies and close case.
Atlanta's Best	
Auto Brokers	
Inc.	Accept Voluntary Cease & Desist Order and close case.

New Business:

The Used Parts Division discussed requirements for out of state and out of country salvage buyers. The Board staff was asked to send a request to the Attorney General's Office to research other state salvage license requirements for out of state and out of country buyers.

Mr. Cronan moved, Mr. Sumner seconded, and the Board voted to approve the 2007 Used Motor Vehicle Dealers Parts Meeting Schedule as follows:

Meetings will begin at 10 AM

March 29, 2007

May 24, 2007

July 19 , 2007

September 27 , 2007

November 1, 2007

Adjournment:

There being no further business, the meeting adjourned at 1:15 PM.

These Minutes were signed and approved at March 21, 2007 meeting.